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Deliver to : Examiner Luke E. Karpinski
Art Unit: 1609
Firm name : U.S. Patent and Trademark Office
Fax number : (571) 273-8300
From : David M. Driscoll
Fax number : (401) 861-1953
Date : September 4, 2007

Total pages (including cover sheet): 3
Operator : pmb

Re: Applicants: Najem YAQUB et al.
Serial No.: 10/824,203
Filed: April 14, 2004
Title: CLEANSING COMPOSITION
Docket No.: 02663

Attached is an Election (2 pgs) for the above-referenced patent application.

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ATTORNEY DOCKET NO. 02663

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Najem YAQUB et al.
Serial No: 10/824,203
Filed: April 14, 2004
For: CLEANSING COMPOSITION
Art Unit: 1609
Examiner: Luke E. Karpinski

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Patricia Blackwell

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

ELECTION

This is a response to the restriction requirement dated August 1, 2007. In order to conform to the request made by the Examiner, the Applicant provisionally elects Species II that the Examiner has designated as related to a non-ionic gelling agent. However, the Applicant respectfully traverses this election requirement. The Applicant disagrees with the need for an election in this matter. The claimed invention relates to a post-foaming cleansing composition comprising an anionic surfactant, a non-ionic gelling agent and a post-foaming agent. Accordingly, the three alleged species are all components of the same composition rather than alternative components. Accordingly, this election is improper.

Regarding the election made of Species II, the Applicant believes that all claims in the application encompass the elected species.

Serial No: 10/824,203

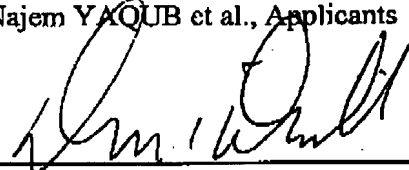
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Examiner: Luke E. Karpinski
Art Unit: 1609

If, for any reason, the Examiner is of the opinion that a telephone conversation with the Applicant's representative would expedite prosecution, the Examiner is kindly invited to contact the undersigned at (401) 421-3141.

The U.S. Patent and Trademark Office is authorized to charge any additional fees incurred as a result of the filing hereof or credit any overpayment to our account #19-0120.

Respectfully submitted,
Najem YAQUB et al., Applicants

Date: Sept 4 2007

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